

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION

MYRA BROWN, ET AL.,

Plaintiffs,

v.

No. 4:22-cv-908-P

**U.S. DEPARTMENT OF EDUCATION,
ET AL.,**

Defendants.

ORDER

Before the Court is Defendants' Emergency Motion to Stay Judgment Pending Appeal ("Motion"). ECF No. 40. The Fifth Circuit denied an identical request for a stay pending appeal, and the Supreme Court did not overrule that judgment. See Dkt. No. 75-1, *Brown v. Dep't of Educ.*, No. 22-1115 (5th Cir. Nov. 30, 2022) (per curiam), cert. granted, 143 S. Ct. 541 (U.S. Dec. 12, 2022) (Mem.). This Court "has no power or authority to deviate from" these conclusions. See *Briggs v. Pa. R. Co.*, 334 U.S. 304, 306. Thus, the Motion is **DENIED**.

SO ORDERED on this **6th** day of **February 2023**.



Mark T. Pittman
UNITED STATES DISTRICT JUDGE